

**FOR THE CHAIR AND MEMBERS OF
THE LICENSING SUB-COMMITTEE
FOR 20 SEPTEMBER 2022**

APPLICATION FOR A PREMISES LICENCE

Applicant: Lidl Great Britain Limited

Ref.No. OL/22/03

Premises: Lidl Great Britain Limited, Low Lane, Middlesbrough, TS5 8EF

Application received: 7 June 2022

Licensable Activities applied for:

The Sale of Alcohol "off" the premise 07:00 to 23:00 daily.

Full details of the application and accompanying operating schedule have been reproduced at Appendix 1.

1. Notification to Responsible Authorities:

The following Responsible Authorities have all received notification of the application:

Chief Constable	Planning Manager
Chief Fire Officer	Trading Standards Manager
Area Child Protection Group	Director of Public Health
Environmental Health Manager	Home Office (Immigration Enforcement)
(Public Safety and Public Nuisance)	Licensing Manager

2. Application advertised by the applicant: Teesside Gazette – 9 June 2022

3. Legislation

The Licensing Act 2003 requires the Licensing Authority to carry out its functions with a view to promoting the four licensing objectives:

- The Prevention of Crime and Disorder
- Public Safety
- The Prevention of Public Nuisance
- The Protection of Children from Harm

The Licensing Authority must also have regard to its Licensing Policy and any guidance issued by the Secretary of State.

4. Background

Under Regulation 11 of the Licensing Act (Hearings) Regulations 2005 the time limit for this hearing to take place has been extended as the Council considered it is in the public interest and agreed by the Applicant to do so in order to enable the parties to the hearing to be present and to convene a panel of members following the Annual General Meeting, training and summer recess.

The premises, which are not yet built will operate as a supermarket. A location plan of the proposed site is attached at **Appendix 2**.

5. The Representations

On 14 June 2022 a representation was received from Christopher Bieda, a local resident, objecting to the application on the grounds of the prevention of crime and disorder; the prevention of public nuisance; and the protection of children from harm. A copy of this representation is attached at **Appendix 3**.

On 4 July 2022 a representation was received from Marie Robinson, a local resident, objecting to the application on the grounds of the prevention of public nuisance. A copy of this representation is attached at **Appendix 4**.

On 4 July 2022 a representation was received from Chris Horner, a local resident, objecting to the application on the grounds of the prevention of crime and disorder; the prevention of public nuisance; public safety and the protection of children from harm. A copy of this representation is attached at **Appendix 5**.

On 6 May 2022 a representation was received from Jane Sutherland, a local resident, objecting to the application on the grounds of the prevention of public nuisance. A copy of this representation is attached at **Appendix 6**.

Following consultation with Cleveland Police on 22 June 2022 an email was received from the applicant agreeing to amend the operating schedule to include a further conditions. A copy of this email is attached at **Appendix 7**.

6. The Licensing Policy

Members are referred to the following relevant sections of the Council's Licensing Policy.

Prevention of Crime and Disorder	Page 20
Public Safety	Page 25
Prevention of Public Nuisance	Page 27
Protection of children from harm	Page 30
Cumulative Impact Policies	Page 41

and any other sections of the Policy which Members consider to be relevant.

7. Revised Guidance to the Licensing Act 2003 (published April 2018)

Members are referred to the following relevant sections of the Guidance.

Prevention of Crime and Disorder	Starting at paragraph 2.1
Public Safety	Starting at paragraph 2.7

Prevention of Public Nuisance	Starting at paragraph 2.15
Protection of Children from Harm	Starting at paragraph 2.22
Determining applications	Starting at para 9.1

and any other sections of the Guidance which Members consider to be relevant.

8. Members' Options

Under the provisions of Section 18(4) the Licensing Act 2003 Members may consider the following options:

1. Grant the licence subject to conditions consistent with the operating schedule modified to such extent as considered appropriate for the promotion of the licensing objectives.
2. To refuse to specify a person in the licence as the premises supervisor.
3. To reject the application.

Members are reminded that any aggrieved party (i.e. Applicant, Responsible Authority, Other Person) may appeal any decision of the Licensing Committee to the Magistrates' Court.

Contact Officer: Sarah Morris
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